

MESSAGE NO: 1284201

MESSAGE DATE: 10/11/2001

MESSAGE STATUS: Active

CATEGORY: Antidumping

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PUBLIC ☒

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SUB-TYPE:

FR CITE: FR

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REFERENCE
MESSAGE #
(s):

CASE #(s): A-533-820

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 10/03/2001 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: FINAL DETERMINATION IN THE ANTIDUMPING INVESTIGATION OF HOT-ROLLED
CARBON STEEL FLAT PRODUCTS FROM INDIA (A-533-820)

MESSAGE NO: 1284201 DATE: 10 11 2001

CATEGORY: ADA TYPE: FNO

REFERENCE: REFERENCE DATE:

CASES: A - 533 - 820 - -

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PERIOD COVERED: 10 03 2001 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: FINAL DETERMINATION IN THE ANTIDUMPING INVESTIGATION OF
HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA
(A-533-820)

RE: NOTICE OF FINAL DETERMINATION IN THE ANTIDUMPING DUTY
INVESTIGATION OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS
FROM INDIA (A-533-820)

1. ON 10/03/2001, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE
FEDERAL REGISTER ITS FINAL DETERMINATION OF SALES AT LESS
THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF
CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS (SUBJECT
MERCHANDISE) FROM INDIA (A-533-820).

2. SCOPE LANGUAGE

FOR PURPOSES OF THESE INVESTIGATIONS, THE PRODUCTS COVERED ARE CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS OF A RECTANGULAR SHAPE, OF A WIDTH OF 0.5 INCH OR GREATER, NEITHER CLAD, PLATED, NOR COATED WITH METAL AND WHETHER OR NOT PAINTED, VARNISHED, OR COATED WITH PLASTICS OR OTHER NON-METALLIC SUBSTANCES, IN COILS (WHETHER OR NOT IN SUCCESSIVELY SUPERIMPOSED LAYERS), REGARDLESS OF THICKNESS, AND IN STRAIGHT LENGTHS OF A THICKNESS OF LESS THAN 4.75 MM AND OF A WIDTH MEASURING AT LEAST 10 TIMES THE THICKNESS. UNIVERSAL MILL PLATE (I.E., FLAT-ROLLED PRODUCTS ROLLED ON FOUR FACES OR IN A CLOSED BOX PASS, OF A WIDTH EXCEEDING 150 MM, BUT NOT EXCEEDING 1250 MM, AND OF A THICKNESS OF NOT LESS THAN 4.0 MM, NOT IN COILS AND WITHOUT PATTERNS IN RELIEF) OF A THICKNESS NOT LESS THAN 4.0 MM IS NOT INCLUDED WITHIN THE SCOPE OF THESE INVESTIGATIONS.

SPECIFICALLY INCLUDED WITHIN THE SCOPE OF THESE INVESTIGATIONS ARE VACUUM DEGASSED, FULLY STABILIZED (COMMONLY REFERRED TO AS INTERSTITIAL-FREE (IF)) STEELS, HIGH STRENGTH LOW ALLOY (HSLA) STEELS, AND THE SUBSTRATE FOR MOTOR LAMINATION STEELS. IF STEELS ARE RECOGNIZED AS LOW CARBON STEELS WITH MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS TITANIUM OR NIOBIUM (ALSO COMMONLY REFERRED TO AS COLUMBIUM), OR BOTH, ADDED TO STABILIZE CARBON AND NITROGEN ELEMENTS. HSLA STEELS ARE RECOGNIZED AS STEELS WITH MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS CHROMIUM, COPPER, NIOBIUM, VANADIUM, AND MOLYBDENUM. THE SUBSTRATE FOR MOTOR LAMINATION STEELS CONTAINS MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS SILICON AND ALUMINUM.

STEEL PRODUCTS TO BE INCLUDED IN THE SCOPE OF THESE INVESTIGATIONS, REGARDLESS OF DEFINITIONS IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS), ARE PRODUCTS IN WHICH: (I) IRON PREDOMINATES, BY WEIGHT, OVER EACH OF THE OTHER CONTAINED ELEMENTS; (II) THE CARBON CONTENT IS 2 PERCENT OR LESS, BY WEIGHT; AND (III) NONE OF THE ELEMENTS

LISTED BELOW EXCEEDS THE QUANTITY, BY WEIGHT, RESPECTIVELY INDICATED:

1.80 PERCENT OF MANGANESE, OR
2.25 PERCENT OF SILICON, OR
1.00 PERCENT OF COPPER, OR
0.50 PERCENT OF ALUMINUM, OR
1.25 PERCENT OF CHROMIUM, OR
0.30 PERCENT OF COBALT, OR
0.40 PERCENT OF LEAD, OR
1.25 PERCENT OF NICKEL, OR
0.30 PERCENT OF TUNGSTEN, OR
0.10 PERCENT OF MOLYBDENUM, OR
0.10 PERCENT OF NIOBIUM, OR
0.15 PERCENT OF VANADIUM, OR
0.15 PERCENT OF ZIRCONIUM.

ALL PRODUCTS THAT MEET THE PHYSICAL AND CHEMICAL DESCRIPTION PROVIDED ABOVE ARE WITHIN THE SCOPE OF THESE INVESTIGATIONS UNLESS OTHERWISE EXCLUDED. THE FOLLOWING PRODUCTS, BY WAY OF EXAMPLE, ARE OUTSIDE OR SPECIFICALLY EXCLUDED FROM THE SCOPE OF THESE INVESTIGATIONS:

A. ALLOY HOT-ROLLED STEEL PRODUCTS IN WHICH AT LEAST ONE OF THE CHEMICAL ELEMENTS EXCEEDS THOSE LISTED ABOVE (INCLUDING, E.G., AMERICAN SOCIETY FOR TESTING AND MATERIALS (ASTM) SPECIFICATIONS A543, A387, A514, A517, A506).

B. SOCIETY OF AUTOMOTIVE ENGINEERS (SAE)/AMERICAN IRON & STEEL INSTITUTE (AISI) GRADES OF SERIES 2300 AND HIGHER.

C. BALL BEARING STEELS, AS DEFINED IN THE HTSUS.

D. TOOL STEELS, AS DEFINED IN THE HTSUS.

E. SILICO-MANGANESE (AS DEFINED IN THE HTSUS) OR SILICON ELECTRICAL STEEL WITH A SILICON LEVEL EXCEEDING 2.25 PERCENT.

F. ASTM SPECIFICATIONS A710 AND A736.

G. USS ABRASION-RESISTANT STEELS (USS AR 400, USS AR 500).

H. ALL PRODUCTS (PROPRIETARY OR OTHERWISE) BASED ON AN

ALLOY ASTM SPECIFICATION (SAMPLE SPECIFICATIONS: ASTM A506, A507).

I. NON-RECTANGULAR SHAPES, NOT IN COILS, WHICH ARE THE RESULT OF HAVING BEEN PROCESSED BY CUTTING OR STAMPING AND WHICH HAVE ASSUMED THE CHARACTER OF ARTICLES OR PRODUCTS CLASSIFIED OUTSIDE CHAPTER 72 OF THE HTSUS.

THE MERCHANDISE SUBJECT TO THESE INVESTIGATIONS IS CLASSIFIED IN THE HTSUS AT SUBHEADINGS: 7208.10.15.00, 7208.10.30.00, 7208.10.60.00, 7208.25.30.00, 7208.25.60.00, 7208.26.00.30, 7208.26.00.60, 7208.27.00.30, 7208.27.00.60, 7208.36.00.30, 7208.36.00.60, 7208.37.00.30, 7208.37.00.60, 7208.38.00.15, 7208.38.00.30, 7208.38.00.90, 7208.39.00.15, 7208.39.00.30, 7208.39.00.90, 7208.40.60.30, 7208.40.60.60, 7208.53.00.00, 7208.54.00.00, 7208.90.00.00, 7211.14.00.90, 7211.19.15.00, 7211.19.20.00, 7211.19.30.00, 7211.19.45.00, 7211.19.60.00, 7211.19.75.30, 7211.19.75.60, AND 7211.19.75.90. CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS COVERED BY THESE INVESTIGATIONS, INCLUDING: VACUUM DEGASSED FULLY STABILIZED; HIGH STRENGTH LOW ALLOY; AND THE SUBSTRATE FOR MOTOR LAMINATION STEEL MAY ALSO ENTER UNDER THE FOLLOWING TARIFF NUMBERS: 7225.11.00.00, 7225.19.00.00, 7225.30.30.50, 7225.30.70.00, 7225.40.70.00, 7225.99.00.90, 7226.11.10.00, 7226.11.90.30, 7226.11.90.60, 7226.19.10.00, 7226.19.90.00, 7226.91.50.00, 7226.91.70.00, 7226.91.80.00, AND 7226.99.00.00. SUBJECT MERCHANDISE MAY ALSO ENTER UNDER 7210.70.30.00, 7210.90.90.00, 7211.14.00.30, 7212.40.10.00, 7212.40.50.00, AND 7212.50.00.00. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND U.S. CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

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...3.

FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED
INVESTIGATION NUMBER:

INDIA A-533-820

4. PLEASE NOTE THAT INSTRUCTIONS REGARDING THE SUSPENSION OF
LIQUIDATION AND THE CASH DEPOSIT OR BOND REQUIREMENTS WITH
RESPECT TO THE FINAL DETERMINATION IN THE COUNTERVAILING
DUTY INVESTIGATION OF CERTAIN HOT-ROLLED CARBON STEEL FLAT
PRODUCTS FROM INDIA WILL BE TRANSMITTED SEPARATELY UNDER THE
INVESTIGATION NUMBER OF C-533-821.

5. FOR IMPORTS OF SUBJECT MERCHANDISE, THE CUSTOMS SERVICE
SHALL CONTINUE TO SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED,
OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER
05/03/2001. EFFECTIVE 10/03/2001 CUSTOMS SHALL REQUIRE,
FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND
EQUAL TO THE MARGINS SHOWN BELOW.

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	MARGIN (PERCENTAGE)
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ISPAT INDUSTRIES LTD.	A-533-820-001	11.18
ESSAR STEEL LTD.	A-533-820-002	21.10
ALL OTHERS	A-533-820-000	18.34

IN ORDER TO DETERMINE THE ABOVE COMPANY SPECIFIC ANTIDUMPING
MARGINS THE MARGINS FOUND FOR ESSAR STEEL LTD. (29.35
PERCENT) AND ISPAT INDUSTRIES LTD. (43.07 PERCENT) IN THE
FINAL DETERMINATION HAVE BEEN REDUCED BY THE EXPORT SUBSIDY
RATES FOUND IN THE COMPANION COUNTERVAILING DUTY
INVESTIGATION. FOR THE ALL OTHERS RATE THE ANTIDUMPING
MARGIN FOUND (33.17 PERCENT) HAS BEEN REDUCED TO ACCOUNT FOR
THE EXPORT SUBSIDY RATES FOUND IN THE COMPANION

COUNTERVAILING DUTY INVESTIGATION. ACCORDINGLY, THE DEPOSIT

REQUIREMENTS HAVE BEEN ADJUSTED TO ACCOUNT FOR ANY EXPORT SUBSIDIES FOUND IN THE COMPANION COUNTERVAILING DUTY INVESTIGATION.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT, VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT TIMOTHY FINN, OR JOHN CONNIFF, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0065, AND (202) 482-1009, RESPECTIVELY.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party